IN THE HIGH COURT OF JUDICATURE OF ANDHRA PRADESH AT HYDERABAD

FRIDAY THE TWENTY THIRD DAY OF JANUARY TWO THOUSAND AND FOUR

: PRESENT:

THE HON'BLE MRS.JUSTICE: **T. MEENA KUMARI**

CIVIL REVISION PETITION No.2769 of 2001

(Petition under Article 227 of the Constitution of India to revise the order of the Court of the Junior Civil Judge, Nagari, made in O.E.P.No.13 of 1996 in O.S.No.51 of 1992, dated9-4-2001)

Between:

1. N. Valliamma, W/o. N. Sivalinga Reddy
2. N. Manikyam, S/o. N. Sivalinga Reddy

(Both are R/o. Mittakandriga Village, Thereni Post, Nagari Mandal, Chittoor District)

Petitioners

AND

1. N. Jayarami Reddy, S/o. N. Veeraswamy Reddy, Mittakandriga Village, Thereni Post, Nagari Mandal, Chittoor District.
2. K. Payani
3. K. Kannemma

(Respondents 2 and 3 are not necessary parties to this Revision Petition)

Respondents

The petition coming on for hearing, upon perusing the petition and the affidavit filed in support thereof and the orders of the High Court dated 27-6-2001 and upon hearing the arguments of Mr.S.V. Bhatt, Advocate for the Petitioners

The Court made the following ORDER:

It is stated by the learned counsel for the parties that both the plaintiff and defendants are entitled for 0-12 cents each in the suit schedule property and that the Judgment Debtor has constructed a house in her portion of the land. The learned counsel for the petitioner disputes the earlier report of the Commissioner that a mistake had crept in as to the measurement of the land. In that view of the matter, the court below is directed to appoint a fresh Commissioner to measure the suit schedule property in accordance with the decree dated 17-2-1995 in O.S.No.51 of 1992 and submit a report to this Court on or before 10-2-2004. The expenses of the Commissioner as fixed by the trial Court shall be borne by the petitioners herein.

Post on 10-2-2004."

Sd/-S.J. BASHA
ASSISTANT REGISTRAR

// TRUE COPY //
for ASSISTANT REGISTRAR

To

1. The Junior Civil Judge, Nagari, Chittoor District.
2. N. Jayarami Reddy, S/o. N. Veeraswamy Reddy, Mittakandriga Village, Thereni Post, Nagari Mandal, Chittoor District.
3. N. Valliamma, W/o. N. Sivalinga Reddy
4. N. Manikyam, S/o. N. Sivalinga Reddy

(Both are R/o. Mittakandriga Village, Thereni Post, Nagari Mandal, Chittoor District) (**2 to 5 BY RPAD)**

5. One Spare Copy.

HIGH COURT

TMKJ

DT. 23-1-2004

NOTE: POST ON 10-2-2004

ORDER

C.R.P.NO. 2769 OF 2001

DIRECTION